

# City Council Agenda

Council President

**Mike Dages**

Councilmembers

Tom Boyajian  
Brian Calhoun  
Jerry Duncan

Henry T. Perea  
Cynthia Sterling  
Larry Westerlund

City Manager  
**Andrew T. Souza**

City Clerk  
**Rebecca E. Klisch, CMC**

City Attorney  
**Hilda Cantú Montoy**

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650

The City Council welcomes you to this meeting.

**DECEMBER 20, 2005**

If you would like to speak fill out a speaker request form available from the City Clerk's Office and in the Council Chambers. The agenda is available on ([www.ci.fresno.ca.us](http://www.ci.fresno.ca.us)). The Council meeting can also be heard live at the same web site address, and viewed live on Cable Channel 96 from 8:30 a.m. and re-played beginning at 8:00 p.m.

## **8:30 A.M. ROLL CALL**

Invocation

Pledge of Allegiance to the Flag

Council action on unscheduled items if any shall be limited to referring the item to staff for a report and possible scheduling on a future Council agenda. For each matter considered by the Council there will first be a staff presentation followed by a presentation from the project applicant. Testimony from those in attendance will then be taken. All testimony given will be limited to three minutes per person.

The three lights on the podium next to the microphone will indicate the amount of time remaining for the speaker. The green light will be turned on when the speaker begins. The yellow light will come on with one minute remaining and one tone will sound. The speaker should be completing the testimony by the time the red light comes on and two tones sound, indicating that time has expired.

Following is a general schedule of items for Council consideration and action. The City Council may consider and act on an agenda item in any order it deems appropriate. Actual timed items may be heard later but not before the time set on agenda. Persons interested in an item listed on the agenda are advised to be present throughout the meeting to ensure their presence when the item is called.

Approve minutes of December 13, 2005

**Action Taken:**

Councilmember Reports and Comments

**Action Taken**

Approve Agenda

**Action Taken:**

1. **GENERAL CONSENT CALENDAR**

(All Consent Calendar items are considered to be routine and will be treated as one agenda item. The Consent Calendar will be enacted by one motion. Public comment on the Consent Calendar is limited to three (3) minutes per speaker. There will be no separate discussion of these items unless requested by a Councilmember, in which event the item will be removed from the Consent Calendar and will be considered immediately following.

A. **RESOLUTION** – Approving the Final Map of Tract No. 5368 and accepting dedicated public uses therein and authorize the Public Works Director and Planning and Development Director to execute the necessary documents – Planning and Development Department

**Action Taken:**

B. **RESOLUTION** – Approving the Final Map of Tract No. 4983 and accepting dedicated public uses therein and authorize the Public Works Director and Planning and Development Director to execute the necessary documents – Planning and Development Department

**Action Taken:**

C. **RESOLUTION** – Approving the Final Map of Tract No. 5237 and accepting dedicated public uses therein; authorize the Public Works Director, Public Utilities Director, and Planning and Development Director to execute the necessary documents - Planning and Development Dept.

**Action Taken:**

1. \* **RESOLUTION** - 47<sup>th</sup> amendment to AAR No. 2005-286 appropriating \$62,500 for the purpose of funding right-of-way acquisition in UGM Tract 5237 **(Requires 5 affirmative votes)**

**Action Taken:**

D. **RESOLUTION** – Approving the Final Map of Tract No. 5150 and accepting dedicated public uses therein and authorize the Public Works Director, Public Utilities Director and Planning and Development Director to execute the necessary documents – Planning and Development Department

**Action Taken:**

1. \* **RESOLUTION** - 48<sup>th</sup> amendment to AAR No. 2005-286 appropriating \$243,600 for the purpose of funding right-of-way acquisition in UGM Tract 5150 **(Requires 5 affirmative votes)**

**Action Taken:**

E. **RESOLUTION** – Approving the Final Map of Tract No. 5359 and accepting dedicated public uses therein – Planning and Development Department

**Action Taken:**

F. **RESOLUTION** - Of intention to annex Final Tract No. 5343 to the City of Fresno Community Facilities District No. 2, Annexation No. 109 – Public Works Dept.

**Action Taken:**

G. **RESOLUTION** – Denying Conditional Use Permit Application No. C-05-03 for a cell tower, as applied for by Cricket Communications, and adopt written findings – Planning and Development Department

**Action Taken:**

## **SCHEDULED COUNCIL HEARINGS AND MATTERS**

- 8:30 A.M. #1 HEARING** to consider Rezone Application No. R-05-84 and environmental findings, filed by Centex Homes, pertaining to approximately 76 acres of property located on the south sides of E. California Avenue alignment between S. Armstrong and S. Temperance Avenues ***(Property located in District 5)***  
**Action Taken:**
1. Consider and adopt Environmental Assessment No. R-05-84/T-5531/C-05-218, Finding of Conformity to MEIR No. 10130 for the 2025 Fresno General Plan  
**Action Taken:**
  2. **BILL** – Amending the Official Zone Map to rezone the subject property from the AE-20 (*Exclusive Twenty Acre Agricultural, Fresno County*) zone district to the R-1/EA/UGM (*Single Family Residential/Expressway Area Overlay/Urban Growth Management*) zone district  
**Action Taken:**
- 8:30 A.M. #2 HEARING** to consider Rezone Application No. R-05-42 and environmental findings, filed by Orlonzo Hedrington, pertaining to approximately 0.20 acre of property located on the northeast corner of E. Whites Bridge Avenue and S. Modoc Avenue ***(Property located in District 3)***  
**Action Taken:**
1. Consider and adopt Environmental Assessment No. R-05-42, Finding of Conformity to MEIR No. 10130 for the 2025 Fresno General Plan  
**Action Taken:**
  2. **BILL** – Amending the Official Zone Map to rezone the subject property from the C-6 (*Heavy Commercial*) zone district to the R-2 (*Low Density Multiple Family Residential*) zone district  
**Action Taken:**
- 8:30 A.M. #3 HEARING** to consider Rezone Application No. R-05-46 and environmental findings, filed by Orlonzo Hedrington, pertaining to approximately 15,000 square feet of property located on the southwest corner of Stanislaus and “B” Streets ***(Property located in District 3)***  
**Action Taken:**
1. Consider and adopt Environmental Assessment No. R-05-46, Finding of Conformity to MEIR No. 10130 for the 2025 Fresno General Plan  
**Action Taken:**
  2. **BILL** – Amending the Official Zone Map to rezone the subject property from the C-6 (*Heavy Commercial*) zone district to the R-2 (*Low Density Multiple Family Residential Management*) zone district  
**Action Taken:**
- 8:30 A.M. #4 HEARING** to consider Rezone Application No. R-05-47 and environmental findings, filed by Everest Developers, pertaining to approximately 0.15 acre of property located on the south side of E. Whites Bridge Avenue between S. Trinity and S. Modoc Avenues ***(Property located in District 3)***  
**Action Taken:**
1. Consider and adopt Environmental Assessment No. R-05-47, Finding of Conformity to MEIR No. 10130 for the 2025 Fresno General Plan  
**Action Taken:**
  2. **BILL** – Amending the Official Zone Map to rezone the subject property from the C-6 (*Heavy Commercial*) zone district to the R-2 (*Low Density Multiple Family Residential*) zone district  
**Action Taken:**

## **SCHEDULED COUNCIL HEARINGS AND MATTERS CONTINUED**

- 8:30 A.M. #5 HEARING** to consider Rezone Application No. R-05-55 and environmental findings, filed by Granville Homes, Inc., pertaining to approximately 4.78 acres of property located on the east side of N. Chestnut Avenue between E. Shepherd and E. Teague Avenues (***Property located in District 6***)  
**Action Taken:**
1. Consider and adopt Environmental Assessment No. R-05-55/T-5530, Finding of Conformity to MEIR No. 10130 for the 2025 Fresno General Plan  
**Action Taken:**
  2. **BILL** – Amending the Official Zone Map to rezone the subject property from the R-A (*Single Family Residential Agricultural*) zone district to the R-1/UGM (*Single Family Residential/Urban Growth Management*) zone district  
**Action Taken:**
- 8:30 A.M. #6 HEARING** to consider Rezone Application No. R-05-39 and environmental findings, filed by Zograb Tsolokian, pertaining to approximately 0.68 acre of property located on the southwest corner of the intersection of S. Fifth Street and E. Ventura Avenue (***Property located in District 5***)  
**Action Taken:**
1. Consider and adopt Environmental Assessment No. R-05-39, Finding of Conformity to MEIR No. 10130 for the 2025 Fresno General Plan  
**Action Taken:**
  2. **BILL** – Amending the Official Zone Map to rezone the subject property from the C-6/cz (*Heavy Commercial/conditions of approval*) zone district to the C-6 (*Heavy Commercial*) zone district  
**Action Taken:**
- 8:30 A.M. #7 HEARING** to consider Rezone Application No. R-05-18 and environmental findings, filed by J S Land Company, pertaining to approximately 37 (net) acres of property located on the southeast corner of S. Armstrong and E. Clinton Avenues (***Property located in District 5***)  
**Action Taken:**
1. Consider and adopt Environmental Assessment No. R-05-18, Finding of Conformity to MEIR No. 10130 for the 2025 Fresno General Plan  
**Action Taken:**
  2. **BILL** – Amending the Official Zone Map to rezone the subject property from the RR (*Rural Residential, Fresno County*) and AE-20 (*Exclusive Twenty Acre Agricultural, Fresno County*) zone district to the R-1/UGM (*Single Family Residential/Urban Growth Management*) zone district  
**Action Taken:**

## **CLOSED SESSION**

- A. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION** - Government Code Section 54956.9, subdivision (a)
1. **Case Name:** Dupont Commercial Flooring Systems, Inc. etc. v. City of Fresno, Mauldin-Dorfmeier Construction Inc., et al. and consolidated and cross-actions; Fresno Superior Court Case No. 03CECG04489 consolidated with No. 04CECG00577  
**Action Taken:**

## **CLOSED SESSION ANNOUNCEMENTS (IF ANY)**

## **SCHEDULED COUNCIL HEARINGS AND MATTERS**

Dec.	27 -	<b>NO MEETING - NEW YEARS WEEK</b>	
Jan.	3 -	<b>NO MEETING</b>	
Jan.	3 -	10:00 A.M.	<b>HEARING</b> re: the vacation of a portion of West Avenue south of Herndon Avenue – R.I. No. 1048-D <i>(Continued to Jan. 10, 2006 @ 10:00 a.m.)</i>
Jan.	3 -	10:10 A.M.	<b>HEARING</b> re: Community Facilities District No. 2, Annexation No. 105, Tract No. 5414 <i>(Continued to Jan. 10, 2006 @ 10:10 a.m.)</i>
Jan.	10 -	10:00 A.M.	<b>CONTINUED HEARING</b> re: the vacation of a portion of West Avenue south of Herndon Avenue – R.I. No. 1048-D
Jan.	10 -	10:10 A.M.	<b>CONTINUED HEARING</b> re: Community Facilities District No. 2, Annexation No. 105, Tract No. 5414
Jan.	10 -	10:30 A.M.	Discussion and approval of outlined recommendation regarding the utilization of fire sprinklers
Jan.	10 -	10:45 A.M.	<b>HEARING</b> to consider updating water fees for the Urban Growth Management (UGM) 501s area and making necessary findings to impose fee update on approved development entitlements including vesting tentative maps
Jan.	10 -	3:00 P.M.	<b>JOINT RDA HEARING</b> re: purchase of 2.52 acres at the northeast corner of Chestnut and Shields Avenues
Jan.	10 -	3:30 P.M.	<b>WORKSHOP</b> on video policing – Councilmember Duncan
Jan.	10 -	4:00 P.M.	<b>CONTINUED HEARING</b> – Rezone Application No. R-05-43, filed by Provost and Pritchard Engineering on behalf of Laguna Lakeside, LLC
Jan.	10 -	5:30 P.M.	<b>HEARING</b> – Adopt a resolution designating Building 8, the Former Retail Shed of the Sugar Pine Lumber Company (Pinedale Assembly Center Site, Camp Pinedale) 7435 N. Ingram Avenue to the Local Register of Historic Resources <i>(District 2)</i>
Jan.	17 -	<b>NO MEETING – MARTIN LUTHER KING DAY</b>	
Jan.	24 -	10:00 A.M.#1	<b>HEARING</b> re: Community Facilities District No. 2, Annexation No. 106, Tract No. 5285
Jan.	24 -	10:00 A.M.#2	<b>HEARING</b> re: Community Facilities District No. 2, Annexation No. 109, Tract No. 5343
Jan.	24 -	10:00 A.M.#3	<b>HEARING</b> re: Community Facilities District No. 2, Annexation No. 104, Tract No. 5171
Jan.	24 -	3:45 P.M.	<b>CONTINUED HEARING</b> to consider Plan Amendment Application No. A-04-01, Rezone Application No. R-04-03, and environmental findings by State Center Community College District and Clovis Unified School District, pertaining to approximately 214 acres of property located north and south of the E. International Avenue alignment between N. Willow and N. Chestnut Avenues
Feb.	14 -	10:00 A.M.	<b>HEARING</b> re: Community Facilities District No. 2, Annexation No. 110, Tract No. 5356

**(Future workshops – dates to be determined)**

**WORKSHOP** – Follow-up discussion regarding Caltrans discussion held 12/7/2004